IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.202 OF 2005

Shri Dilip Zaverchand Savani ... Applicant

V/s

The State of Maharashtra & Anr. ... Respondents

Shri A.H.H.Ponda for the applicant
Shri H.V.Mehta,APP for the respondent No.2

Coram : V.M. Kanade, J.

Dated : 28/04/2005.

P.C. :-

1 Heard the learned counsel for the applicant and the learned APP for the respondent No.2.

2 The grievance made by the applicant in this criminal application is that there is possibility that third decree methods may be used by the respondent No.2 during the course of recording the statement.

3 Shri Mehta, the learned APP appearing on behalf of the respondent No.2 submits that the statement of the applicant under section 108 of the Customs Act will not be recorded by the respondent No.2 but shall be recorded by some other officer.

4 The learned counsel appearing on behalf of the

applicant submits that in view of this statement made by counsel for the respondent No.2 he does wish to press for any relief claimed in the application. He seeks permission to withdraw criminal application. The statement of the learned counsel,Shri Mehta for the respondent No.2 is accepted. In the result, criminal application is allowed to be withdrawn and disposed of as such .

6 The applicant shall report to Mr. Sanjeev Kumar, Joint Commissioner on 02/05/2005.

(V.M. Kanade,J.)